

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Jay ROSSITER, et al.

Serial No.: Not Yet Assigned

Filed on: Herewith

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Confirmation No.: NYA

Examiner: NYA

Group Art Unit No.: NYA

For: PRE-DEFINED HARDWARE AND SOFTWARE BUNDLE READY FOR  
DATABASE APPLICATIONS

Mail Stop Patent Applications  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached form PTO-1449. It is respectfully requested that the references be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom. The references were cited during the prosecution of the parent application, serial number 09/945,135. Enclosed is a copy of Information Disclosure Citation Form PTO-1449 and it is respectfully requested that the cited documents be considered and be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

Pursuant to 37 C.F.R. § 1.97, the submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed as an admission that the information cited in this statement is material to patentability.

Pursuant to 37 C.F.R. § 1.97, this Information Disclosure Statement is being submitted under one of the following (as indicated by an "X" to the left of the appropriate paragraph):

  X   37 C.F.R. §1.97(b).

\_\_\_\_\_ 37 C.F.R. §1.97(c). If so, then this Information Disclosure Statement includes one of the following:

\_\_\_\_\_ A statement pursuant to 37 C.F.R. §1.97(e)

\_\_\_\_\_ 1.97(e)(1) The undersigned hereby states that each item of information contained in this information disclosure statement was first cited in communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement.

\_\_\_\_\_ 1.97(e)(2) The undersigned hereby states that no item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this information disclosure statement.

\_\_\_\_\_ A check for \$180.00 for the fee under 37 C.F.R. § 1.17(p).

\_\_\_\_\_ 37 C.F.R. §1.97(d). If so, then this Information Disclosure Statement includes the following:

\_\_\_\_\_ A statement pursuant to 37 C.F.R. §1.97(e)

\_\_\_\_\_ 1.97(e)(1) The undersigned hereby states that each item of information contained in this information disclosure statement was first cited in communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement; OR

\_\_\_\_\_ 1.97(e)(2) The undersigned hereby states that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this information disclosure statement.

AND

\_\_\_\_\_ A check for \$180.00 for the fee under 37 C.F.R. §1.17(i) for submission of the Information Disclosure Statement.

\_\_\_\_\_ 37 C.F.R. §1.97(i). Wherein applicants are submitting references before the grant of a patent to be placed in the file but not considered by the Patent office.

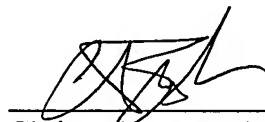
- (1) Accordingly, copies of the references as listed on the attached Form PTO 1449 are submitted herewith for placement in the file. No certification or fees are deemed necessary.

Throughout the pendency of this application, please charge any additional fees, including any required extension of time fees, and credit all overpayments to deposit account 50-1302. A duplicate of this sheet is enclosed.

Respectfully submitted,

HICKMAN PALERMO TRUONG & BECKER LLP

Dated: January 21, 2004



Christopher J. Brokaw  
Reg. No. 45,620

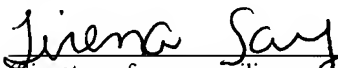
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<b>INFORMATION DISCLOSURE CITATION IN AN APPLICATION</b>  <b>(PTO-1449)</b>	<b>ATTY. DOCKET NO.</b> 50277-2430	<b>SERIAL NO.</b> Not Yet Assigned
	<b>APPLICANT:</b> Jay ROSSITER, et al.	
	<b>FILING DATE:</b> Herewith	<b>GROUP:</b> Not Yet Assigned

### U.S. PATENT DOCUMENTS

Exam. Initial*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (If known)			
		5,502,728		Smith, III	03/26/1996	
		5,606,693		Nilsen, et al.	02/25/1997	
		5,668,986		Nilsen et al.	09/16/1997	
		5,701,471		Subramanyam	12/23/1997	
		5,819,066		Bromberg, et al.	10/06/1998	
		5,838,918		Prager, et al.	11/17/1998	
		5,852,818		Guay et al.	12/22/1998	
		5,924,097		Hill et al.	07/13/1999	
		5,978,811		Smiley	11/02/1999	
		6,016,394		Walker	01/18/2000	
		6,044,367		Wolff	03/28/2000	
		6,052,720		Traversat, et al.	04/18/2000	
		6,075,938		Bugnion, et al.	06/13/2000	
		6,075,939		Bunnell et al.	06/13/2000	
		6,223,205	B1	Harchol-Balter et al.	04/24/2001	
		6,240,416	B1	Immon et al.	05/29/2001	
		6,341,303	B1	Rhee et al.	01/22/2002	
		6,598,173	B1	Sheikh et al.	07/22/2003	
		6,604,207	B2	Sheikh et al.	08/05/2003	
		6,606,660	B1	Bowman-Amuah	08/12/2003	
		6,615,253	B1	Bowman-Amuah	09/02/2003	

### FOREIGN PATENT DOCUMENTS

Exam. Initial*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (If known)				
		EP	0 274 406	A2	Computer X, Inc.	07/13/1988		
		EP	0 803 808	A2	Sun Microsystems, Inc.	10/29/1997		

<b>Substitute for Form 1449A/PTO (Modified)</b> (use as many sheets as necessary)	Attorney Docket No.: 50277-2430	Application Number: Not Yet Assigned
	First Named Inventor: Jay ROSSITER, et al.	
Filing Date: Herewith		

**OTHER ART – NO PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	Translation <sup>2</sup>
		Achutha Raman R et al., "PARDISC: A Cost Effective Model for Parallel and Distributed Computing," August 1996, pp. 451-456, IEEE Catalog Number: 96TB100074.	
		Chaudhuri, Surajit, et al., "An Overview of Data Warehousing and OLAP Technology," March 1997, pp. 65-74, ACM Press, Vol. 26, Issue 1.	
		Hyuck Yoo, et al., "Operating System Performance and Large Servers," Proceedings of the 6 <sup>th</sup> Workshop on ACM SIGOPS European workshop: Matching operating systems to application needs, 1994, pg. 166-171.	

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Unique citation designation number. <sup>2</sup>See attached Kinds of U.S. Patent Documents. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard S.3). <sup>4</sup>For Japanese patent documents, the indication of the year of reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.